IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

COMPANY PETITION NO. 628 OF 1998

Mr. Mahendra Kanaiyalal Patel. ... Petitioner.

V/s.

M/s. Patel Synthetic Yarn Pvt.Ltd. ...Respondents.

....

Kashmira Bharucha with Mrs. Vishakha Vaswani i/b.
V.V. Juris for the Petitioners.
None for the Respondent.

....

CORAM : DR. D.Y.CHANDRACHUD,J.

10th April 2007.

P.C. :

. The claim of the Petitioner in the Petition for winding up under Sections 433 and 434 of the Companies Act, 1956 arises out of a loan in the amount of Rs.4.2 lakhs advanced to the Company. There is no reply to the Company Petition. The Petition was directed to be admitted by an order dated 17th November 1998. Issuance of an advertisement was dispensed with on 30th November 1998 since Company Petition 560 of 1998 pertaining to the same Company had already been ordered to be

advertised. On 18th July 1998, a Provisional Liquidator came to be appointed. The Company has not advanced any defence to the Company Petition.

2. In these circumstances, the Company Petition is made absolute in terms of prayer clause (a).